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Attorneys for
BONG HUYNH
Plaintiff

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re

BONG HUYNH

Debtor.

BONG HUYNH

Plaintiff

v.

ANH HUNG HUYNH, and STANLEY
FRIEDMAN

Defendants

CASE No. 11-57856 SLJ

Adversary Number: 15-05140 SLJ

Chapter 13

**PLAINTIFF'S CASE MANAGEMENT
CONFERENCE STATEMENT**

Date: April 28, 2016

Time: 2:00 PM

Address: N. Dist of CA Bankruptcy Court
San Jose Division
280 S. First Street
San Jose, CA 95113

Courtroom: 3099

Judge: Hon. Stephen L. Johnson:

Comes now, Bong Huynh, Plaintiff herein, and submits this STATUS CONFERENCE
STATEMENT.

Factual background

Plaintiff filed the instant bankruptcy petition on August 22, 2011. Defendants caused a
complaint to be filed against Plaintiff in Santa Clara County Superior Court on November 23,

1 2011 and caused a judgment to be entered and an Abstract of Judgment to be issued thereon. The
2 abstract was to be recorded in the Santa Clara County Recorder's Office.

3 Plaintiff has interest in real property which had become encumbered by the abstract

4 .

5 6 **Procedural Background**

7 After filing the instant Adversary, Plaintiff filed a Motion for Summary Judgment as to
8 validity of the lien. The motion was granted. Thereafter, Plaintiff sought dismissal of the
9 underlying bankruptcy case, which was duly dismissed.

10 The only remaining issue is damages.

11 The court issued an order barring co-Defendant Stanley Friedman, Esq, from representing
12 co-Defendant Anh Huynh.

13 14 15 **Attempts to Meet and Confer**

16 Defendant Stanley Friedman is an attorney in solo practice. It appears that he is no longer
17 practicing law full time. He has no secretary. He does not use electronic mail, and his fax machine
18 is often not turned on.

19 Therefore, communications with Mr. Friedman have generally been via U.S. Mail.

20 Mr. Friedman had made a settlement offer as to himself. But as of this writing, he has not
21 performed on the offer, and has not returned this attorney's call.

22 Separately, Mr. Friedman has made a global settlement offer, as to himself, co-Defendant
23 Anh Huynh, and members of Plaintiff's family against whom co-Defendant asserts claims.

24 25 **Other issues**

26 Although the abstract of judgment has been eliminated, the original claims in the ill-fated
27 State Court action remain outstanding against Plaintiff and her family members. For this reason,
28 Plaintiff and her family members are contemplating a global settlement.

Request

Plaintiff asks that the Case Management Conference be continued 90 days. Within that time, it is hoped that either a settlement is reached as to damages, or a global settlement as to all parties named in the State Court action.

If no success is made, Plaintiff will likely waive tort damages and simply move for summary judgment on attorney fees. Alternatively, at the Continued Case Management Conference, Plaintiff will ask for a trial date as to damages.

Respectfully submitted,

DATED: April 11, 2016

THE FULLER LAW FIRM, PC

By: /s/ Sam Taherian
SAM TAHERIAN
Attorneys for Debtor(s)